



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit --2623
Examiner --Jason P. Salce

September 13, 2007

In re Application of Kent M. Campbell
Title: VIDEO-ON-DEMAND SYSTEM WHICH
BUILDS TRANSMISSION
CONTROL LISTS AND USES
SUCH LISTS TO SEND VIDEO
DATA PACKETS WITH

RESPECTIVE SUBGROUPS OF
INTERNET PROTOCOL HEADERS

Serial No.: 10/010,909
Filed: December 4, 2001
Allowed: August 23, 2007
File No.: 550,641
Customer # 27516

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P O Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Examiner's statement of Reasons for Allowance implies that the claimed invention was allowed because the prior art did not disclose specific elements. The elements characterized by the Examiner, however, even if found in the prior art, would not render the claimed invention invalid under 35 USC §102 because the claimed invention includes a number of limitations not addressed in the Reasons for Allowance. With respect to 35 USC §103, the requirements of establishing a *prima facie* case of obviousness including (1) a showing that the prior art teaches the entire claimed invention where all limitations are to be considered, and (2) that combining various prior art references is (a) suggested in the art and (b) there would be motivation to make the combination, with a likelihood of success, have not been satisfied.

Unless otherwise advised, these comments are intended, to be clarifying in a manner consistent with the law.

Respectfully submitted,

Beth L. McMahon

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BLM/jls

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P O Box 1450, Alexandria, VA 22313-1450 on September 13, 2007.

Jill Standish
Legal Administrative Assistant

Jill Standish
Signature

September 13, 2007
Date of Signature